

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE NEW ENGLAND COMPOUNDING
PHARMACY, INC. PRODUCTS
LIABILITY LITIGATION

MDL No. 2419
Dkt. No. 1:13-md-2419 (FDS)

THIS DOCUMENT RELATES TO:

All Actions

**JOINTLY PROPOSED AGENDA
FOR THE OCTOBER 8, 2013 STATUS CONFERENCE**

The Plaintiffs' Steering Committee, Ameridose LLC, New England Compounding Pharmacy, Inc. (through both the Trustee and counsel), and Official Committee of Unsecured Creditors (through counsel)¹ jointly propose the following agenda for the October 8, 2013 status conference:

1. Update on subpoenas and objections
2. Status of mediation efforts [Mediation Order, Dkt. No. 394]
 - a. Requests by Trustee, Official Creditors' Committee, and Plaintiffs' Steering Committee for extension of certain deadlines
3. Collection of medical records
4. Pending motions
 - a. St. Thomas's Motion for Reconsideration of MDL Order #7 [Dkt. No. 457]
 - i. Joinders [Dkt. No. 459]
 - ii. Plaintiffs' Steering Committee's Response [Dkt. No. 478]
 - b. Motions to Dismiss
 - i. Alaunus Pharmaceutical, LLC [Dkt. Nos. 32, 34, and 95]
5. Identification of Tennessee motions for Summary Judgment (filed pre-transfer to MDL)
 - a. *Carman v. Ameridose*, 1:13-cv-12238 (Docket No. 5)
 - b. *O'Brien v. Ameridose*, (removed, transferred, no MDL civil action number yet)

¹ All defendants whose counsel have filed notices of appearance in the MDL were provided an opportunity to comment on the agenda.

6. Status of bankruptcy proceedings
7. Status of appeals

Dated: October 7, 2013

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Kristen Johnson Parker, hereby certify that I caused a copy of the above Jointly Proposed Agenda for the October 8, 2013 Status Conference to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: October 7, 2013

/s/ Kristen Johnson Parker
Kristen Johnson Parker, BBO # 667261